

From: [Moore, Gary](#)
To: [Salinas, Amy](#)
Subject: Re: Draft Access Agreement
Date: Wednesday, May 20, 2015 7:41:38 AM

Amy

I agree but we will get the calls for delays and the blame. It benefits us to push the issue.

Thanks

Gary

Sent from my iPhone

On May 20, 2015, at 7:24 AM, Salinas, Amy <salinas.amy@epa.gov> wrote:

I still think that Lubrizol should be pushing for the access and we should assist if necessary.

Amy

From: Moore, Gary
Sent: Tuesday, May 19, 2015 8:34 PM
To: Steven Shurn
Cc: Salinas, Amy; Wayne Kitchens; Abigail Ryan (Abigail.Ryan@tceq.texas.gov)
Subject: Re: Draft Access Agreement

Steve

Thank you for your response. It is vitally important that the transition happen now as we are close to being done with our actions. It is important to set the tone with the residents as they are concerned with progress after EPA leaves. Someone will have to continue to manage the Stormwater and hopefully start debris removal and hydro lasting the tanks.

I would like the access provided now to allow a good transition and good will to the community that has had to experience the odors associated with this site.

Thanks

Gary Moore

Sent from my iPhone

On May 19, 2015, at 11:36 AM, Steven Shurn <sds@hwallp.com> wrote:

Gary, my partner Wayne Kitchens is handling this aspect – 713-759-0818. However, both the TCEQ and the PRP group acknowledge that the PRP Group cannot access the property and begin work *until* the TCEQ approves the submitted applications and the VCP is approved. We are told that this will take between 30 and 45 days. I have copied Abby Ryan with the TCEQ on this email. Abby if our understanding is incorrect, please let us know as soon as possible.

I will call Amy now.

Thank you.

Steve

Steven Shurn, Partner

Hughes Watters Askanase, LLP

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From: Moore, Gary [<mailto:Moore.Gary@epa.gov>]

Sent: Tuesday, May 19, 2015 11:11 AM

To: Steven Shurn

Cc: Salinas, Amy

Subject: FW: Draft Access Agreement

Steve:

How do we get this executed ASAP? We need to get the PRP Group on-site immediately to begin transition of activities to complete the cleanup on the site. We cannot afford to have any delays in activities.

Thanks

Gary Moore

Federal On-Scene Coordinator

U.S. EPA Region 6

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moore.gary@epa.gov

From: Walter, Karen [<mailto:Karen.Walter@lubrizol.com>]

Sent: Tuesday, May 19, 2015 10:58 AM

To: Moore, Gary

Subject: FW: Draft Access Agreement

Gary,

Here is the access agreement that we sent to the parties last week.

Karen L. Walter

Counsel

The Lubrizol Corporation

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Telephone: 440-347-5028

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karen.walter@lubrizol.com

From: Bates, David [<mailto:dbates@gardere.com>]

Sent: Thursday, May 14, 2015 11:37 AM

To: sshurn@hwa.com; Wayne Kitchens (WKitchens@hwa.com); David Askanaase (dja@hwallp.com)

Cc: Walter, Karen; 'Abigail.Ryan@tceq.texas.gov' (Abigail.Ryan@tceq.texas.gov)

Subject: Draft Access Agreement

As discussed yesterday, attached is a simple access agreement to permit the PRP Group to begin work. Let us know your thoughts. Thanks.

David M. Bates | Partner

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